

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Agriculture & Cooperation Department – Horticulture – Withholding of 10% pension for a period of 10 years as per A.P. Revised Pension Rules, 1980 against Sri L. Madhusudhan Reddy, Assistant Director of Horticulture (Retd) – Orders – Issued.

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AGRICULTURE AND COOPERATION (Vig.II) DEPARTMENT

G.O.Rt.No 1334

Dated:30-10-2008.
Read the following:-

1. G.O.Ms.No.1441, F&A (Agri.II) Dept., dt. 29-10-1992.
2. From the APAT O.A.No.6207/1993, dated 8-2-2000.
3. G.O.Ms.No. 182, A&C (Horti) dated 29-7-2000.
4. From the Lr.No. 3144/Horti/2000-2, dated 5-9-2000.
5. From the Lr.No.Dis.No.S/21/2007, dated 20-6-2007 of the Secretary, Tribunal for Disciplinary Proceedings, A.P. Hyderabad along with Inquiry report.
6. Govt. Memo. No. 64/Vig.II(2)/2001-15, A&C(Vig.II) Dept, dated 2-8-2007.
7. From Sri L.Madhusudhan Reddy, Asst. Director of Horticulture (Retd) representation dated: 13-8-2007.
8. Govt. Memo. No. 64/Vig.II(2)/2001-16, A&C(Vig.II) Dept, dated 4-8-2008.
9. From Sri L.Madhusudhan Reddy, Asst. Director of Horticulture (Retd) representation dated: 08-9-2008.

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ORDER:

In the reference 1st read above, orders were issued dismissing Sri L.Madhusudhana Reddy, Assistant Director of Horticulture, I/C Nellore (under suspension) from service in view of the grave irregularities committed by him, causing huge loss to the State Exchequer.

2. Aggrieved by the above orders of Government, the Charged Officer had filed an O.A.No.6207/1993 in Andhra Pradesh Administrative Tribunal. The Hon'ble Andhra Pradesh Administrative Tribunal in its order dated 8-2-2000 in the above O.A., had set-aside the orders issued by Government in the G.O.1st read above, holding the impugned orders as illegal and without jurisdiction as the case was not referred to Tribunal for Disciplinary Proceedings and directed the respondents to refer the matter to the Tribunal for Disciplinary Proceedings, and continue the applicant under suspension as he was under suspension as on the date of impugned orders.

3. After examining the matter, in the reference 3rd read above, orders were issued to the effect that Sri L.Madhusudhana Reddy, former Assistant Director of Horticulture, I/C Nellore was deemed to have been continued under suspension from the date of his dismissal, as he was under suspension when he was dismissed from service and the case was referred to the Tribunal for Disciplinary Proceedings for inquiry.

4. The Tribunal for Disciplinary Proceedings conducted the inquiry following the due procedure and submitted its report vide reference 5th read above, wherein the charges were held proved. Government have accepted the report and in the reference 6th read above, a copy of the report of the Tribunal for Disciplinary Proceedings was communicated to Sri L.Madhusudhana Reddy, former Assistant Director of Horticulture, I/C Nellore (Retd), as required under Rule 6 (2) (b) of Andhra Pradesh Civil Services (DTP) Rules, 1989 with a direction to make his representation, if any in the matter.

5. In the reference 7th read above, Sri L.Madhusudhana Reddy, former Assistant Director of Horticulture, I/C Nellore, (now retired) had submitted his representation. In his representation, he had contended that the Tribunal for Disciplinary Proceedings come to a conclusion that the prosecution has succeeded in proving the charges is not correct and also on one side decision and denied all the charges, and requested to look into the matter sympathetically and pass orders sanctioning all pensionary benefits and regularization of suspension period.

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6. After examining the matter in the reference 8th read above, specifying the provisional decision to impose a penalty of withholding 10% pension for a period of 10 years under rule 9 of A.P. Revised Pension Rules, 1980 against Sri L.Madhusudhana Reddy, former Asst. Director of Horticulture I/C Nellore (Now retired) had been directed to submit his representation within 15 days. In the reference 9th read above, the Charged Officer has submitted his representation.

7. Government, after careful examination of the entire matter have decided to impose a penalty of withholding 10% pension for a period of 10 years under Rule 9 of A.P. Revised Pension Rules, 1980 against Sri L.Madhusudhana Reddy, Ex. Assistant Director of Horticulture (In charge), Nellore (Now retired), as the charges are very grave in nature and had been held proved.

8. Accordingly, Government hereby order to impose a penalty of withholding 10% pension for a period of 10 years against Sri L.Madhusudhana Reddy, Ex. Assistant Director of Horticulture (In charge), Nellore (Now retired) for the charges held proved in a Tribunal for Disciplinary Proceedings case.

9. The Commissioner of Horticulture, A.P. Hyderabad is directed to take necessary further action in the matter immediately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S. CHELLAPPA
APC & PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri L.Madhusudhana Reddy, formerly Assistant Director of Horticulture (I/C)
Nellore (Retd) through the Commissioner of Horticulture, A.P. Hyderabad.

Copy to

The Commissioner of Horticulture, Hyderabad
The Secretary, APVC, Hyderabad.
The Spl. Chief Secretary, CC of L.A., A.P. Hyderabad.
SF/SC-2.

// FORWARDED BY ORDER //

SECTION OFFICER